

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Counties Code is amended by adding Section  
5 5-12021 as follows:

6 (55 ILCS 5/5-12021 new)

7 Sec. 5-12021. Special provisions relating to public  
8 schools.

9 (a) In exercising the powers under this Division with  
10 respect to public school districts, a county shall act in a  
11 reasonable manner that neither regulates educational  
12 activities, such as school curricula, administration, and  
13 staffing, nor frustrates a school district's statutory duties.  
14 This subsection (a) is declarative of existing law and does not  
15 change the substantive operation of this Division.

16 (b) In processing zoning applications from public school  
17 districts, a county shall make reasonable efforts to streamline  
18 the zoning application and review process for the school board  
19 and minimize the administrative burdens involved in the zoning  
20 review process, including, but not limited to, reducing  
21 application fees and other costs associated with the project of  
22 a school board to the greatest extent practicable and  
23 reflective of actual cost but in no event more than the lowest

1 fees customarily imposed by the county for similar  
2 applications, limiting the number of times the school district  
3 must amend its site plans, reducing the number of copies of  
4 site plans and any other documents required to be submitted by  
5 the county, and expediting the zoning review process for the  
6 purpose of rendering a decision on any application from a  
7 school district within 90 days after a completed application is  
8 submitted to the county.

9 Section 10. The Township Code is amended by changing  
10 Section 110-70 as follows:

11 (60 ILCS 1/110-70)

12 Sec. 110-70. School district ~~affected~~.

13 (a) In any hearing before a zoning commission or board of  
14 appeals, any school district within which the property in  
15 issue, or any part of that property, is located may appear and  
16 present evidence.

17 (b) In exercising the powers under this Article with  
18 respect to public school districts, a township shall act in a  
19 reasonable manner that neither regulates educational  
20 activities, such as school curricula, administration, and  
21 staffing, nor frustrates a school district's statutory duties.  
22 This subsection (b) is declarative of existing law and does not  
23 change the substantive operation of this Article.

24 (c) In processing zoning applications from public school

1 districts, a township shall make reasonable efforts to  
2 streamline the zoning application and review process for the  
3 school board and minimize the administrative burdens involved  
4 in the zoning review process, including, but not limited to,  
5 reducing application fees and other costs associated with the  
6 project of a school board to the greatest extent practicable  
7 and reflective of actual cost but in no event more than the  
8 lowest fees customarily imposed by the township for similar  
9 applications, limiting the number of times the school district  
10 must amend its site plans, reducing the number of copies of  
11 site plans and any other documents required to be submitted by  
12 the township, and expediting the zoning review process for the  
13 purpose of rendering a decision on any application from a  
14 school district within 90 days after a completed application is  
15 submitted to the township.

16 (Source: Laws 1967, p. 3481; P.A. 88-62.)

17 Section 15. The Illinois Municipal Code is amended by  
18 adding Section 11-13-27 as follows:

19 (65 ILCS 5/11-13-27 new)

20 Sec. 11-13-27. Special provisions relating to public  
21 schools.

22 (a) In exercising the powers under this Division with  
23 respect to public school districts, a municipality shall act in  
24 a reasonable manner that neither regulates educational

1 activities, such as school curricula, administration, and  
2 staffing, nor frustrates a school district's statutory duties.  
3 This subsection (a) is declarative of existing law and does not  
4 change the substantive operation of this Division.

5 (b) In processing zoning applications from public school  
6 districts, a municipality shall make reasonable efforts to  
7 streamline the zoning application and review process for the  
8 school board and minimize the administrative burdens involved  
9 in the zoning review process, including, but not limited to,  
10 reducing application fees and other costs associated with the  
11 project of a school board to the greatest extent practicable  
12 and reflective of actual cost but in no event more than the  
13 lowest fees customarily imposed by the municipality for similar  
14 applications, limiting the number of times the school district  
15 must amend its site plans, reducing the number of copies of  
16 site plans and any other documents required to be submitted by  
17 the municipality, and expediting the zoning review process for  
18 the purpose of rendering a decision on any application from a  
19 school district within 90 days after a completed application is  
20 submitted to the municipality.

21 Section 20. The School Code is amended by changing Section  
22 10-22.13a as follows:

23 (105 ILCS 5/10-22.13a)

24 Sec. 10-22.13a. Zoning changes, variations, and special

1 uses for school district property; zoning compliance. To seek  
2 zoning changes, variations, or special uses for property held  
3 or controlled by the school district.

4 A school district is subject to and its school board must  
5 comply with any valid local government zoning ordinance or  
6 resolution that applies where the pertinent part of the  
7 building, structure, or site owned by the school district is  
8 located. The changes to this Section made by this amendatory  
9 Act of the 99th General Assembly are declarative of existing  
10 law and do not change the substantive operation of this  
11 Section.

12 (Source: P.A. 90-566, eff. 1-2-98.)

13 Section 99. Effective date. This Act takes effect upon  
14 becoming law.